

ESTTA Tracking number: **ESTTA133473**

Filing date: **04/03/2007**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

## Petition for Cancellation

Notice is hereby given that the following party requests to cancel indicated registration.

### Petitioner Information

Name	IMAGINATION HOLDINGS PTY. LTD.		
Entity	Corporation	Citizenship	AUSTRALIA
Address	64 NORTH TERRACE KENT TOWN, 5067 AUSTRALIA		
Attorney information	VINCENT M. AMBERLY LITMAN LAW OFFICES, LTD. P.O. BOX 15035 ARLINGTON, VA 22215 UNITED STATES efile@4patent.com Phone:703-486-1000		

### Registration Subject to Cancellation

Registration No	1694622	Registration date	06/16/1992
Registrant	LOPETEGUY, JOYCE 6717 KIMBERLY STREET BAKERSFIELD, CA 93308 UNITED STATES		
Goods/Services Subject to Cancellation	Class 028. First Use: 1970/02/10 , First Use In Commerce: 1970/02/10 Goods/Services: parlor games		
Grounds for Cancellation	The registered mark has become the generic name for the goods.		

Attachments	Petition to Cancel.pdf ( 2 pages )(51083 bytes )
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Signature	/VM AMBERLY/
Name	VINCENT M. AMBERLY
Date	04/03/2007

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

In the matter of trademark Registration No. 1,694,622  
For the mark **BUNCO**  
Date Registered June 16, 1992

**IMAGINATION HOLDINGS PTY. LTD.**

Petitioner,

v.

**JOYCE LOPETEGUY,**

Registrant.

Cancellation No. \_\_\_\_\_

**PETITION TO CANCEL**

Petitioner, IMAGINATION HOLDINGS PTY LTD, an Australian corporation, located at 64 North Terrace, Kent Town 5067, Australia ("Petitioner").

To the best of Petitioner's knowledge, the name and address of the current owner of the registration is JOYCE LOPETEGUY, an individual residing at 6717 KIMBERLY STREET BAKERSFIELD, CA 93308.

The above-identified Petitioner believes that it will be damaged by the above-identified registration and, through its undersigned counsel, LITMAN LAW OFFICES, LTD., hereby files this Petition to Cancel in the above-captioned matter, and states as follows:

1. Petitioner has applied for several trademark applications that include the term BUNCO, and these applications have been refused registration based upon the above-identified registration.

2. The above-identified registration for the mark BUNCO is used by hundreds of thousands of third parties without any interference from the registrant.

3. A recent Google search revealed over one billion (1,000,000,000) hits showing different usage by third parties of the BUNCO name and mark.

4. The above-identified registration for the mark BUNCO has become descriptive of a particular board game that is sold by many individuals, companies and others throughout the United States and the world.

5. The above-identified registration for the mark BUNCO has become generic for a board game that is sold by many individuals, companies and others throughout the United States and the world.

6. On information and belief, the above-identified registration for the mark BUNCO has become generic, and should be cancelled.

7. Continued registration of the above-identified registration for the mark BUNCO will injure and damage Petitioner.

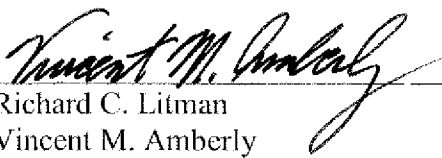
WHEREFORE, the above-identified registration for the mark BUNCO is generic and the Petitioner respectfully requests that Registration No. 1,694,622 be cancelled, and that the Petitioner be granted whatever other appropriate relief that the Board may grant.

Respectfully submitted,

**LITMAN LAW OFFICES, LTD.**

Date: April 3, 2007

By:

  
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